



Havant
BOROUGH COUNCIL

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Mr P White
24 Lensyd Gardens
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For: Ms S Swan

**The Town and Country Planning (Development Management Procedure) (England) Order
2015
Grant of Planning Permission**

Application Number: APP/15/01218

Site Address: 50-52 Creek Road, Hayling Island

Proposal: Retention and replacement of plant/machinery (extraction/refrigeration/ventilation units) to the rear (east) elevation of 50-52 Creek Road Convenience Store.
(Part retrospective application.)

Further to your application received on 26 October 2015, which was valid from 02 November 2015, Havant Borough Council, as Local Planning Authority **Grants Planning Permission** for the above proposal in accordance with the submitted plans and particulars as detailed below.

This permission is subject to compliance with:

- (i) The plans and other documents submitted with regard to your application; and
- (ii) The following conditions:

Conditions:

- 1 The development hereby permitted shall be carried out in accordance with the following approved plans:
Location Plan, Floor Plan, Side Elevation and Photograph: Drawing No Planning/001
Supporting Document Showing the Proposed Replacement Refrigeration Fan:
Sigilus Condensing Unit PDF(MDF-NF-1 034 that has a noise reading of 29db at 10m) Received by Email on 26/01/2016
Reason: - To ensure provision of a satisfactory development.
- 2 The two air-conditioning units shall not be in operation excepting when the shop is open to the public and only from Monday-Sunday between 09:00 hours and 19:00 hours.
Reason: In the interests of protecting the local residents from unreasonable nighttime noise levels which would be detrimental to the residential amenities of the occupiers of neighbouring dwellings and having due regard to policies CS16 and DM10 of the Havant Borough Local Plan (Core strategy) 2011 and the National Planning Policy framework.

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- 3 Noise resulting from the replacement refrigeration unit/fan shall not exceed a level of 5dB(A) below the existing background level (or 10dB(A) below if there is a particular tonal quality) when measured according to British Standard BS4142-2014 at 1 metre from the nearest noise sensitive premises.
Reason: To protect the occupants of nearby residential properties from noise and vibration nuisance having due regard to policies CS16 and DM10 of the Havant Borough Local Plan (Core Strategy) 2011 and the National Planning Policy Framework.
- 4 The existing refrigeration unit/fan shall be replaced with a Sigilus Condensing Unit, model MDF-NF-1 034. The existing unit shall be replaced within 1 month of the date of this planning permission unless a revised time scale has been agreed in writing by the Local Planning Authority.
Reason: To protect the occupants of nearby residential properties from noise and vibration nuisance having due regard to policies CS16 and DM10 of the Havant Borough Local Plan (Core Strategy) 2011 and the National Planning Policy Framework.

Other Important Information:

- (1) This notice only relates to the decision of Havant Borough Council as Local Planning Authority under the Town and Country Planning Acts. It does not relate to any other application that may be required under the Building Regulations or under any other Act, Regulation, Byelaw or Order where the Council's approval may be needed. For further guidance as to the need for consent under the Building Regulations please phone 023 9244 6571.
- (2) Your attention is drawn to the attached information regarding firstly your right to appeal to the Planning Inspectorate, if you are aggrieved by the Council's decision, and secondly the rights of an owner to, in certain circumstances serve a purchase notice on the Council. See www.planningportal.gov.uk/pcs.
- (3) Any failure to adhere to the details of the approved plans, and other documents or to comply with any conditions listed above may lead to enforcement action being taken by the Council. If you wish to depart from the approved details or conditions in any way you should contact the Planning and Development service at the Plaza or by telephoning 023 9244 6015.
- (4) In accordance with paragraphs 186 and 187 of the NPPF Havant Borough Council (HBC) takes a positive and proactive approach and works with applicants/agents on development proposals in a manner focused on solutions by:
Offering a pre-application advice service, and
- Updating you of any issues that may arise in the processing of your application and where possible suggesting solutions, and,
- In this instance:
- Your application was acceptable as submitted and no further assistance was required.

Andrew Biltcliffe

Andrew Biltcliffe
Executive Planning Service Manager

10 February 2016